GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Disciplinary proceedings initiated against Sri R. Vijaya Bhasakr, ACP(Retd), formerly at Nellore Municipal Corporation on the allegations of corruption, under Rule 9 of AP Revised Pension Rules, 1980 - Imposing a penalty of 5% cut in his monthly pension for Five (5) years - Orders - Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVEOPMENT (VIG.I) DEPARTMENT

G.O.MS.No. 294 Dated: 15-11-2016

Read the following:-

1. G.A.(V&E)Department Vigilance Report No.36(C.No. 3019/V&E/D1/2005), dt:29.06.2009.
2. G.O.Rt.No.611, MA&UD(E1) Dept, Dt:28.05.2010
3. From Sri R.Vijaya Bhaskar, the then TPO, M.C. Nellore, Written Statement of Defence, Dt:25.09.2012
4. G.O.Rt.No.1331, MA&UD(E1) Dept, Dt:04.10.2012
5. From Sri.K.Srinivasa Rao, Addl Director of Town & Country Planning & Enquiry Officer Lr., Dt:20.05.2014
6. Govt. Memo No.19759/Vig.III/2009,Dated:28-02-2015.
7. From Sri R.Vijaya Bhaskar, ACP (Retd.), Written representation, dated: 06.06.2015.
8. Govt. Memo No.19759/Vig.I.2/2009,Dated:08-07-2016.
9. From Sri R.Vijaya Bhaskar, ACP (Retd.), Written representation, dated:29.07.2016.
10. From the Prl. Secy, APPSC, Hyderabad Lr.No.661/DC&C/2/2016, Dated:17.09.2016

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ORDER:

In the reference 1st read above, the General Administration(V&E) department has submitted a report to Government against certain officials of Nellore Municipal Corporation for failure to prevent unauthorized constructions etc. and requested to initiate disciplinary action against the responsible persons. Accordingly, Government after careful examination of the matter have initiated departmental action against Sri R. Vijaya Bhaskar, the then TPO, Municipal Corporation and three others of Municipal Corporation, Nellore by issuing the charges on the allegation of allowing unauthorised construction of Sri Sai Residency, Plot No. 133, Magunta Layout, Nellore vide reference 2nd read above. The following charges framed against the Charged Officer Sri R. Vijaya Bhaskar, the then TPO:-

Charge.1:-

That the said Sri.R.Vijaya Bhasker, while functioning as the then TPO (I/c) in Nellore Municipal Corporation, during the period of his officiation, had failed to take action for the demolition of the deviations from sanctioned plans and thereby held responsible for the same.

Charge.2:-

That the said Sri.R.Vijaya Bhasker, while functioning in the aforesaid post of TPO (I/c) in the aforesaid Municipal Corporation, during the aforesaid period of his officiation, had not initiated concerted action on the written complaint received and thereby held responsible for the same.

Charge.3:-

That the said Sri.R.Vijaya Bhasker, while functioning in the aforesaid post of (TPO (I/c.) in the aforesaid Municipal Corporation, during the aforesaid period of his officiation, had not discharged his duties in conformity with rules regarding conduct of mandatory inspection of the constructions and thereby held responsible for the same.

(PTO)

Charge.4:-

That the said Sri.R.Vijaya Bhasker, while functioning in the aforesaid post of TPO (I/c) during the aforesaid period of his officaiton in the aforesaid Municipal Corporation, had failed to discharge his legitimate duties with due care and diligence and thereby held responsible for the same.

2. Having not convinced with the written statements of Defense of the Charged Officers in the reference 4th read above, Government have appointed Sri K.Srinivasa Rao, Addl Director of Town & Country Planning as Inquiring Authority to inquire into the charges framed against Sri R.Vijaya Bhaskar, the then TPO, Sri K.Dhanunjaya Reddy, City Planner and Sri B.Sivaguru Murthy, TPS on the allegation of allowing unauthorised construction of Sri Sai Residency, Plot No. 133, Magunta Layout, Nellore Municipal Corporation.

2. Whereas the Inquiring Authority has submitted Enquiry Report to the Government vide reference 5th read above.

4. Government after careful examination of the matter, a copy of the Enquiry Report along with disagreement factors has been communicated to Sri R.Vijaya Bhaskar, ACP (Retd.), for submission of his written representation in terms of Rule 21(2) of APCS (CC&A) Rules, 1991, vide reference 6th read above.

5. Whereas in the reference 7th read above, Sri R.Vijaya Bhaskar, ACP (Retd.), has submitted his representation on disagreement factors and requested the Government to drop-further action against him.

6. Government after careful examination of the matter have provisionally decided to impose a penalty of 5% cut in his monthly pension for a period of Five (5) years against Sri R. Vijaya Bhaskar, ACP (Retd.) in terms of Rule 9 of AP Revised Pension Rules, 1980. Accordingly, in the reference 8th read above, a show cause notice was issued to him, as to why the proposed penalty should not be imposed on him. Sri R.Vijaya Bhaskar, ACP (Retd.) has submitted his written representation to Govt., and he has not put forth any new grounds for reconsideration.

7. Government after examination of the matter decided to confirm the penalty of 5% cut in his monthly pension for a period of Five (5) years against Sri R. Vijaya Bhaskar, ACP (Retd.). Accordingly, APPSC was requested to obtain and communicate the concurrence of the APPSC to the Government on the provisional decision against Sri. R.Vijaya Bhaskar, ACP (Retd.), and communicate the same to Government for taking further action in the matter.

8. In the reference 10th read above, the APPSC has agreed to the provisional decision taken by the Government i.e. to impose the penalty of 5% cut in his monthly pension for a period of five (5) years on Sri. R.Vijaya Bhaskar, ACP (Retd.)

9. Government after careful examination of the matter hereby impose a penalty of 5% cut in the monthly pension for a period of Five (5) years against Sri R.Vijaya Bhaskar, ACP (Retd.), formerly at Nellore Municipal Corporation in terms of Rule 9 of AP Revised Pension Rules, 1980.

10. The DTCP, Gorantla, Guntur shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R. KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri R. Vijaya Bhaskar, ACP (Retd.) through DTCP, Gorantla,Guntur.

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The Director of Town & Country Planning, Gorantla, Guntur.
The Prl. Accountant General(A&E), Hyderabad.
The Principal Secretary, APPSC, Nampally, Hyderabad.
The Secretary to APVC, A.P. Secretariat, Velagapudi, Amaravati.
Sf/Scs.

// Forwarded By Order //

SECTION OFFICER